

# BURIED BY JOHN SHEEHAN

Mrs. Smith Says the Tammany Leader Hid Her General Store in the Mud.

He Was Then Acting in the Capacity of Sewer Contractor in Long Island City.

SHE DEMANDS \$50,000 IN DAMAGES.

Claims She Had to Hire a Man to Dig Her Out, and That the Sewer Hurt Her in Pocket and in Health.

Tammany leader John C. Sheehan has an interesting lawsuit to defend in Long Island City, which grows out of his sewer-contracting industry, which was made to flourish during his occupancy of the chair of Police Commissioner in this town, and which he hopes to make thrive in addition to his present position as leader of Tammany Hall.

The suit is brought by Mrs. Olive D. Smith, who apparently is a clever little woman, and the trial will probably begin to-day in the Supreme Court. Mrs. Smith long ago took the trouble to have her private photographer get evidence of a lasting character, showing how Mr. Sheehan had buried her little store with mountains of clay and mud, for which she now wants \$50,000.

Joined with Mr. Sheehan as defendants are Thomas Kiddle, Wallace Kelly and the corporation of Long Island City. It is said that part of the funds due the contractors on the sewer work have been held back pending the outcome of the suit.

Mrs. Smith wants damages on several grounds. She claims the sewer trench was a menace to her trade, a nuisance to her health, and a public and illegal nuisance. Her cause has been taken in hand by Lawyer Lyman W. Keating, who is a resident of the city. Sheehan employed Kelly & Kelly to build the Broadway sewer in Long Island City, Sheehan having got the contract from the Municipal Improvement Commission of Long Island City.

FOUGHT TO GIVE UP BUSINESS.

Mrs. Smith's store is at No. 137 Broadway, in the neighborhood of the sewer. She says that beginning on September 10, 1894, the contractors began to dig the trench, and that no one could reach her store, and piled the earth twelve feet deep on all sides of her place. She was forced to give up business, as even the light of day was shut out. Then the contractors began pumping fifty water out of the sewer into the street, and adjoining the store. Mrs. Smith's cellar was flooded and her drain pipe got clogged, so that she was at the mercy of the contractors.

In the midst of such a mess her health broke down, her business was ruined, and she had to leave the city. She presented her bill to the City Treasurer, but got no satisfaction, and then she started in suit.

John C. Sheehan says he is in no way responsible for the misfortunes of Mrs. Smith, and that the sewer was built by the Corporation of Long Island City, on behalf of the Improvement Commission, has endeavored to get the City Treasurer to pay the bill, but has failed. There are other sufferers along the line of the sewer, and if Mrs. Smith's plucky suit succeeds, doubtless others will be brought.

WITNESSES AGAINST A PRIEST.

A Reporter: An insurance Man Testify in a rather Fitzgerald Trial.

Rochester, N. Y., Jan. 28.—In the Fitzgerald trial this morning, C. Henry Ammen, an expert in handwriting, identified the priest's signature on the now famous document, sent to New Orleans on the day of the fire, and it was read to the jury. Edward Angeline, an Elmira reporter, testified to having had a talk with Father Fitzgerald on the day of the fire. He said that the priest was in the city, and was arrested. The priest said he was going to advertise for Crozier.

He had three affidavits in his pocket to prove that Crozier was not in Charlotte at the time of the fire. He said Crozier was such a drunkard, he could not be trusted away from his uncle. He said he would let me publish them in a few days. I then asked him, Well, Father, Crozier was arrested this morning.

You are fooling me, he replied, I told him he was arrested and was on his way to Charlotte.

J. D. Van Valkenburg, general Eastern agent of the American Railway Express Company, of St. Louis, was sworn. He said he told Fitzgerald, shortly after the fire, that his company had cancelled the insurance on the school house and that the order reached Rochester on the morning of the fire. Mr. Van Valkenburg told the priest that his company had their share of losses on his property and that was enough.

REQUIEM FOR L. H. CHAPIN.

Archbishop Corrigan Celebrated a Mass in St. Patrick's Cathedral.

A pontifical high mass for the repose of the soul of the late Lindley H. Chapin, who died of heart failure at his home, No. 5 West Thirty-seventh street, last Saturday night, was celebrated in St. Patrick's Cathedral yesterday morning by Archbishop Corrigan.

The body lay in a coffin, covered with royal purple velvet, and rested on a catafalque in the centre aisle. Flowers surrounded the bier. The honorary pall bearers were: A. S. Carhart, Lieutenant Cameron, M. R. Winslow, U. S. N.; H. Hainsford, M. R. Winslow, U. S. N.; Henry D. Smith, Charles Steele, Frederick E. Tibert, Henry May, R. Duncan Harris, Charles A. Harris, Francis H. Hays, Charles T. Matthews, E. McDougall Hawken, Dr. John A. McCrorey, Lieutenant John C. Wilson, U. S. N.; Frank B. Hoffman, Dr. George W. Smith, John Morgan Wing, F. Brockholst Cutting, Edward C. Harris, William F. Fless, Jr., Commodore Sperry, U. S. N.; Louis Keller, William H. Morgan, Thomas H. Hart, Alfred Chapin and Colonel A. C. Tyler.

The interment was near New London, Conn.

WAR AMONG UMBRELLA MEN.

The Messrs. Rose Say That the Old Trust is Freezing Them Out.

The Sheriff has received an attachment for \$25,000 against James & David Rose, umbrella manufacturers, of Lancaster, Pa., which is a branch of the old trust, in favor of the Pullman Glass Company, of this city. It was claimed that the Messrs. Rose wrongfully converted personal property to the value of \$25,000 belonging to the company and refused to pay for it. Friends of the Messrs. Rose said yesterday that the attachment is a game of the Pullman Glass Company, all parties were members of the original Umbrella Trust, which went into the hands of a receiver in 1894. The Pullman Glass Company transferred its assets and took in several of the old firms, among which was Rose Brothers & Hartman, which New York office was at No. 85 Nassau street.

Stole the Doctor's Overcoat.

Bessie Boyer, twenty-nine years old, of No. 304 East Thirty-fourth street, pleaded guilty to grand larceny in the second degree before Judge Cowing in the General Sessions yesterday, and was sent to the State Prison for Women at Auburn for three years. On January 2 the woman called upon Dr. Alexander Lamborn, of No. 125 East Thirty-fourth street, for treatment. While she was left alone in the parlor she picked up the physician's \$40 overcoat and made off with it. When she returned she confessed to the theft and produced the pawn ticket. She has previously served a term in the penitentiary for a similar offense.



Mrs. Jenny Ungaro.

## FIGHTING FOR A FORTUNE.

Mrs. Ungaro's Contest of the Duchess de Castellucia's Will Adjourned for More Testimony.

Surrogate Arnold yesterday continued the hearing of the contest over the will of the late Jane Dwyer, formerly the Duchess de Castellucia, who left most of her million-dollar estate, including the Burlington apartment house, to her agent, William T. Cole, for life. John Keller, engineer of the apartment house, again told what he knew of the life of the Duchess and of her trips to Europe and Florida with the Duke and her granddaughter, Jenny Calderazzo, now Mrs. Ungaro, the contestant.

Mrs. Ungaro, a young and pretty woman with a profusion of light-brown hair, sat in the court room throughout the afternoon, listening wearily to the cross-examination of Keller. She wore a gray turban with a white pompadour and styled in waves.

Lawyer Abney asked for an order for the examination by a commissioner of Dr. W. L. Haight, of Orono, Me., who attended the Duchess during her visit to that State. The other counsel agreeing, Surrogate Arnold appointed Alfred A. Taylor, a notary public of Orono, to take the physician's testimony. Then the Surrogate adjourned the hearing to February 14 at 2 p. m.

ROBBED WHILE AT DINNER.

Second-Story Thieves, Secured \$1,200 Worth of Valuables in a Newark Mansion.

The residence of Peter Kinsey, No. 75 Mt. Pleasant avenue, Newark, a New York woolen goods manufacturer, was robbed of valuables to the amount of \$1,200 Monday evening, when the members of the household were at dinner. The burglars climbed a trellis-work outside a window of the dining-room, and must have been in full view of the occupants of the room, which was only screened by lace curtains. They forced the window over the dining-room on the second floor, and in Mrs. Kinsey's bedroom they secured three diamond rings, two diamond pins, a diamond and pearl brooch and other valuable jewelry and trinkets. The bureau drawers were ransacked.

It is presumed that the burglars were frightened away before they could complete their work, as this was the only room visited.

They succeeded in making their exit as noiselessly as they came, and it was not until Mrs. Kinsey visited the room later this evening that the robbery was discovered.

The police are of the opinion that the robbers came from the city of New York, and Detective Murphy and Captain Corbett at once left for New York in search of the thieves. A similar robbery took place on South Tenth street.

Stockholders Want an Accounting.

Justice Russell yesterday ordered the American Railway Improvement Company to render an accounting of its transactions to a referee, whom the court is to appoint at an early date. The company was organized with a two-million-dollar capital, a few years ago.

Byers, owners respectively of \$36,000 and \$100,000 of the company's stock, sued for an accounting on behalf of the stockholders, as well as in their own.

Morton Signs the Hospital Bill.

Albany, Jan. 28.—Governor Morton this afternoon signed the Manhattan State Hospital bill, which transfers New York City and County insane to State care and brings the New York asylums under control of the State Commission in Lunacy. The measure will be known as the Manhattan State Hospital. This is similar to the bill vetoed last winter by Governor Morgan. Its enactment into law will save New York City over a million and a half of dollars annually.

A Handsome House in Ashes.

Providence, R. I., Jan. 28.—The residence of Dewey P. Adams, in Edgewood, was burned to the ground at 2 o'clock this morning. The house was situated in the centre of a lot containing 30,000 feet of land, and was one of the most attractive places in Edgewood. It was built in the colonial style at a cost of \$9,000, and its contents were valued at \$6,000. At the time the fire was discovered Mr. Adams, his wife, sister, three sons and a servant girl were in the house. They all escaped in safety but only partially dressed. The house and contents were insured for \$12,000.

"CAMMEYER" STAMPED ON A SHOE MEANS STANDARD OF MERIT.

6TH AVENUE CORNER 20TH ST.

\$4.00 SHOE FOR \$2.50

Special Inducement in Men's Gait Hand-Sewed Welt Shoes

AT

\$2.50

CROCKERY AND GLASSWARE.

Carlsbad China Cuspidors, decorated, always 50c, each, at...

Glass Table Set, handsome crystal, 3 pieces, at...

Bowl, Cream Pitcher and Spoon, at...

Glass Bowls, handsome crystal, cut (imitation) pattern, always 30c, at...

1,500 Royal Hanover Vases, very fine, always 10c, at...

60c, each, at...

MATTRESS DEPT.

We offer 200 Mattresses, made of pure South American Curled Horse Hair, full size, 40 lbs., at 10.98

size, being a special purchase, we cannot duplicate the lot to sell for less than 18.00.

(100 only) Mattresses of Curled Hair, second quality, full size, 40 lbs., at...

This offer only holds good until the above quantity is sold.

Three Mattress, cotton top, full size, at...

Our Savoy Woven Wire Spring, any size, usual price 3.00, for...

1.79

3d Floor.

We call attention to our exceptionally choice line of Wall Papers, all brand-new goods. Our prices are much below the average.

Choice designs and colors to suit any room, per roll...

Artistic colorings and designs, gilt papers...

Embossed gold parlor papers, upward from...

Complete line of Picture Mouldings at lowest prices.

Special Discount to the Trade.

WALL PAPER DEPT.

This Woven Wire Cot, very strong, a great bargain, at...

3d Floor.

We call attention to our exceptionally choice line of Wall Papers, all brand-new goods. Our prices are much below the average.

Choice designs and colors to suit any room, per roll...

Artistic colorings and designs, gilt papers...

Embossed gold parlor papers, upward from...

Complete line of Picture Mouldings at lowest prices.

## SPATOLA'S BRIBERY CASE.

The Saloon Owner Avers That He Has Four Witnesses to Attempted Police Extortion.

The Excise Commissioners were to have heard the sensational charges made in the Spatola case yesterday, but the matter went over on account of the absence of the Board's attorney. Acting Captain Chapman, of the Fifteenth Precinct, and Police-men Welsh and Caddell are ready to meet the charges, and will be on hand when the case comes up to-morrow afternoon.

Spatola has four witnesses to testify that the action to revoke his license was begun because he would not pay \$10 a month to keep open Sundays and during illegal hours.

These witnesses state that Policeman Welsh made the demand on the Sunday. They say Welsh entered the saloon, at No. 220 Thompson street, in the evening and approached Tony Colucci, the bartender, supposing that he was the proprietor, and asked him to pay the first \$10. Louis Iverson and Camell Cracolini, who were playing pool in the rear room, will swear they heard the conversation. Katie Pietro, who was in the hallway upstairs, will testify that she heard Welsh tell Colucci that he did not pay the money his license would be taken away. The Italians will attempt to show that similar demands were made on other saloon keepers.

The defence of the policemen meets the charges directly.

"When Welsh came in the saloon," said Acting Captain Chapman, yesterday, "Caddell and I were waiting across the street. I sent Welsh over to look if a supposed robber, who had some money, had been in the place. Welsh inquired of the man he thought owned the place if the Italian had been there and had tried to change \$10. That was the talk about \$10 that those people heard."

Chapman says that he was sent to the precinct to clean it out. He is certain he is doing what he was ordered to do.

GOULD WAS AFTER VINLAND.

The Price That H. McK. Twombly Paid Is Now Reported to Be \$800,000.

Newport, R. I., Jan. 28.—Mr. and Mrs. Louis L. Lottillard left to-day for New York, where they will remain a month. Before leaving he commissioned his agents to procure a place for him. It is said that he will build a small cottage on "The Dutch Garden," a tract of land opposite Ocean Goletta, near a villa and adjoining Wakehurst, J. J. Van Allen's place. This tract of land was not included in the sale.

To-day it appears that the price paid by H. McK. Twombly for Vinland was \$800,000. The price was paid to the late-day Mr. Lottillard left to-day for New York, where they will remain a month. Before leaving he commissioned his agents to procure a place for him. It is said that he will build a small cottage on "The Dutch Garden," a tract of land opposite Ocean Goletta, near a villa and adjoining Wakehurst, J. J. Van Allen's place. This tract of land was not included in the sale.

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